

PATENT

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT : Benson, David L.
 SERIAL NO : 09/759,748
 FILED : January 12, 2001
 TITLE : HYBRID MAIZE PLANT & SEED 33R77

Grp./A.U. : 1638
 Examiner : Mehta, A.D.
 Conf. No. : 4873
 Docket No. : P04809US0

FAX RECEIVED

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GROUP 1600

AMENDMENT

Assistant Commissioner for Patents
 Washington, D.C. 20231

Sir:

In response to the Office Action dated July 3, 2002, please consider the following remarks.

In the Specification

Please amend the paragraph beginning at page 36, line 32 with the following:

With the advent of molecular biological techniques that have allowed the isolation and characterization of genes that encode specific protein products, scientists in the field of plant biology developed a strong interest in engineering the genome of plants to contain and express foreign genes, or additional, or modified versions of native or endogenous genes (perhaps driven by different promoters) in order to alter the traits of a plant in a specific manner. Such foreign, additional and/or modified genes are referred to herein collectively as "transgenes". Over the last

CERTIFICATE OF FACSIMILE TRANSMISSION (37 C.F.R. § 1.6(a)(3))

I hereby certify that this document and the documents referred to as ~~as 09/759,748~~ therein are being transmitted 09753748 via facsimile to: Technology Center 1600 (Art Unit 1638) 703-872-9306, Attn: Assistant Commissioner for Patents, Washington, D.C. 20231, on this 3 day of October, 2002.

Heidi S. Nebel 31 Oct 02 198.00 CH
 336.00 CH